

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE BILL 405

Short Title: Council of State Members/Concealed Handguns. (Public)

Sponsors: Senators Bingham (Primary Sponsor); Brock and Rabin.

Referred to: Rules and Operations of the Senate.

March 26, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE THAT A COUNCIL OF STATE MEMBER WHO HAS A  
3 CONCEALED HANDGUN PERMIT MAY POSSESS OR CARRY A HANDGUN ON  
4 STATE PROPERTY WHILE DISCHARGING THE MEMBER'S OFFICIAL DUTIES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 14-269(b) is amended by adding a new subdivision to read:

7 "(7) Any Council of State member when on State property if the weapon is a  
8 handgun, the Council of State member is on the State property to discharge  
9 the member's official duties, and the member has a concealed handgun  
10 permit issued in accordance with Article 54B of this Chapter or considered  
11 valid under G.S. 14-415.24. For purposes of this subdivision the term "State  
12 property" means any building or land owned or leased by the State."

13 **SECTION 2.** G.S. 14-415.11(c) reads as rewritten:

14 "(c) Except as provided in ~~G.S. 14-415.27~~, G.S. 14-415.27 and G.S. 14-415.28, a permit  
15 does not authorize a person to carry a concealed handgun in any of the following:

- 16 (1) Areas prohibited by G.S. 14-269.2, 14-269.3, and 14-277.2.  
17 (2) Areas prohibited by G.S. 14-269.4, except as allowed under  
18 G.S. 14-269.4(6).  
19 (3) In an area prohibited by rule adopted under G.S. 120-32.1.  
20 (4) In any area prohibited by 18 U.S.C. § 922 or any other federal law.  
21 (5) In a law enforcement or correctional facility.  
22 (6) In a building housing only State or federal offices.  
23 (7) In an office of the State or federal government that is not located in a  
24 building exclusively occupied by the State or federal government.  
25 (8) On any private premises where notice that carrying a concealed handgun is  
26 prohibited by the posting of a conspicuous notice or statement by the person  
27 in legal possession or control of the premises."

28 **SECTION 3.** Article 54B of Chapter 14 of the General Statutes is amended by  
29 adding a new section to read:

30 **"§ 14-415.28. Permit scope for Council of State members.**

31 Notwithstanding G.S. 14-415.11(c), any person who is a Council of State member and who  
32 has a concealed handgun permit issued pursuant to this Article or that is valid under  
33 G.S. 14-415.24 may carry a concealed handgun on the educational property, as defined in  
34 G.S. 14-269.2(a), of a community college or constituent institution of The University of North  
35 Carolina. Any person who is a Council of State member and who has a concealed handgun  
36 permit issued pursuant to this Article or that is valid under G.S. 14-415.24 is not subject to (i)



1 the area prohibition set out in G.S. 14-415(c)(2), unless it is a building housing a court of the  
2 General Court of Justice or the grounds of the building or (ii) the area prohibitions set out in  
3 G.S. 14-415(c)(3),(5), (6), and (7)."

4 **SECTION 4.** This act becomes effective December 1, 2013.